

Adopted	Rejected
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COMMITTEE REPORT

YES: 10

NO: 0

MR. SPEAKER:

Your Committee on Judiciary, to which was referred Senate Bill 322, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Replace the effective date in SECTION 1 with "[EFFECTIVE
- 2 UPON PASSAGE]".
- 3 Page 3, line 3, delete "2(1)B(i)" and insert "**2(1)(B)(i)**".
- 4 Page 3, line 4, delete "(2)(1)(B)(viii)" and insert "**2(1)(B)(viii)**".
- 5 Page 3, after line 26, begin a new paragraph and insert:
- 6 "SECTION 2. IC 36-2-5-13 IS AMENDED TO READ AS
- 7 FOLLOWS [EFFECTIVE JANUARY 1, 2005 (RETROACTIVE)]:
- 8 Sec. 13. **(a) Except as provided in subsection (b)**, the compensation
- 9 of an elected county officer may not be changed in the year for which
- 10 it is fixed. The compensation of other county officers, deputies, and
- 11 employees or the number of each may be changed at any time on:
- 12 (1) the application of the county fiscal body or the affected officer,
- 13 department, commission, or agency; and
- 14 (2) a majority vote of the county fiscal body.
- 15 **(b) In the year in which a newly elected county officer takes**
- 16 **office, the county fiscal body may at any time change the**

1 **compensation for holding the county office for that year if:**
2 **(1) the county officer requests the compensation change or, in**
3 **the case of the county executive body, a majority of the county**
4 **executive body requests the change; and**
5 **(2) the county fiscal body votes to approve the change.**
6 **SECTION 3. An emergency is declared for this act."**
 (Reference is to SB 322 as printed February 11, 2005.)

and when so amended that said bill do pass.

Representative Foley